

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JUN 30 2008

JOHN F. CORCORAN, CLERK
BY: *S. Taylor*
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ANDRE HUBBARD,)	
Plaintiff,)	Civil Action No. 7:07cv00021
)	
v.)	<u>FINAL ORDER</u>
)	
B. CALTON, <u>et al.</u> ,)	By: Hon. Glen E. Conrad
Defendant.)	United States District Judge

For the reasons stated in the accompanying memorandum opinion, it is now

O R D E R E D

as follows:

1. The Magistrate Judge's Report and Recommendation is **ADOPTED** in whole.
2. Plaintiff's objections to the report and recommendation are **OVERRULED**.
3. Final judgment shall be and hereby is **GRANTED** in favor of the defendants as to the plaintiff's excessive force claim against defendants B. Calton and B. McCray.
4. Any pending motions are **DENIED as MOOT**.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the plaintiff and to counsel for the defendants.

ENTER: This 30th day of June, 2008.

Glen E. Conrad

United States District Judge